

FILED

OCT 18 2010

**CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

BY DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LARRY JUNIOR WEBSTER,

Petitioner,

v.

**S.W. ORNOSKI, Warden of the California
State Prison at San Quentin, et al.,**

Respondents.

Case No. 2:93-cv-00306-LKK-DAD (HC)
(DP)

**PROPOSED ORDER] REVISED
BRIEFING SCHEDULE**

DEATH PENALTY CASE

Respondent in this capital federal habeas case, Warden S.W. Ornoski, has submitted a request to modify the scheduling order issued July 28, 2010, regarding Petitioner's claim that California's statutory scheme fails to adequately narrow application of the death penalty, to which counsel for Petitioner has no objection. Good cause appearing, the scheduling order for Petitioner's claim that California's statutory scheme fails to adequately narrow application of the death penalty is modified as follows: Respondent's opposition or objections to Petitioner's evidence and Respondent's witness designations, declarations, and exhibits shall be filed on or before November 17, 2010. Depositions of the witnesses, if necessary, shall be completed by

///

///

///

1 January 14, 2011. The parties shall submit a joint proposed briefing schedule with respect to this
2 claim to the Court within ten days of the final submission of all evidence relating thereto.

3
4 Dated: 10/18/10

Dale A. Drozd
The Honorable Dale A. Drozd